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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q55464

Peter Paul Camille DE SCHRIJVER, et al.

Appln. No.: 09/384,422

Group Art Unit: 2667

Confirmation No.: 7818

Examiner: Thai D. HOANG

Filed: August 27, 1999

For: METHOD FOR TRANSPORTING DATA, A RELATED DATA TRANSMITTING
ELEMENT AND A DATA RECEIVING ELEMENT

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Office Action dated May 27, 2005. This Appeal is timely filed, August 27 and 28, 2005 being a Saturday and a Sunday, respectively.

The Notice of Appeal Fee has been paid on September 15, 2003. Since the Appeal of September 15, 2003 never reached the Board of Patent Appeals and Interferences as the prosecution was reopened by the Examiner (Non-Final Office Action was mailed on February 24, 2004), no appeal fee is due at this time (*see* MPEP § 1208.02 “[w]hether appellant elects to continue prosecution or to request reinstatement of the appeal, if prosecution was reopened prior to a decision on the merits by the Board of Patent Appeals and Interferences, the fee paid for the notice of appeal, appeal brief, and request for oral hearing (if applicable) will be applied to a later appeal on the same application.”).


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The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this sheet is enclosed.

Respectfully submitted,


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WASHINGTON OFFICE

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CUSTOMER NUMBER

Date: August 29, 2005